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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

Roseanna A. Sias,
Eileen L. McMenamin,
Basilias Tsikentzoglou,
Paul Testa, and
John C. Wong

Plaintiffs,

v.

NEW JERSEY SECRETARY OF
STATE
Tahesha Way, in her official capacity as
Lt. Governor and Secretary of State the
State of New Jersey;
NEW JERSEY DIVISION OF
ELECTIONS;
Donna Barber, in her official capacity
as Acting Director for the New Jersey
Division of Elections

Defendants.

Civil Action

Hon. Michael A. Shipp, U.S.D.J.

Civ. Action No.
3:24-CV-08747-MAS-RLS

**NOTICE OF CROSS-MOTION TO
DISMISS**

PLEASE TAKE NOTICE that on October 7, 2024, the undersigned Matthew J. Platkin, Attorney General of New Jersey, by Levi Klinger-Christiansen, Deputy Attorney General, on behalf of defendants Tahesha Way, in her official capacity as Lt. Governor and Secretary of State of New Jersey, and Donna Barber, in her official capacity as Acting Director of the New Jersey Division of Elections, shall cross-move before the Honorable Michael A. Shipp, U.S.D.J., in the United States District Court for the District of New Jersey, for an Order dismissing the Complaint filed by Plaintiffs, pursuant to Fed. R. Civ. P. 12(b)(6).

PLEASE TAKE NOTICE that the undersigned shall rely on the attached brief and exhibits in support of the motion to dismiss in lieu of answer.

A proposed form of Order is attached hereto.

Respectfully submitted,

MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY

By: /s/ Levi Klinger-Christiansen
Levi Klinger-Christiansen
Deputy Attorney General

Dated: September 9, 2024